

SCR003_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.

SCR13-003 be amended as follows:

1 Amend printed concurrent resolution, page 3, line 8, strike "**amend** (9);
2 and", strike the second "and", and strike "(d.3)" and substitute "(d.3), and
3 (5) (k)".

4 Page 7, strike lines 1 through 17 and substitute:

5 "(5) (k) (I) NOTWITHSTANDING ANY PROVISION OF THIS SECTION
6 TO THE CONTRARY:

7 (A) EXCEPT FOR THE LIMITATION ON THE RATE OF ANY EXCISE TAX
8 IMPOSED BY PARAGRAPH (d) AND THE PROVISIONS OF PARAGRAPH (j) OF
9 THIS SUBSECTION (5), THE IMPLEMENTATION OF THIS SUBSECTION (5)
10 SHALL BE CONDITIONAL UPON THE ELECTORS APPROVING AT A STATEWIDE
11 ELECTION ONE OR MORE NEW TAXES OR INCREASES IN EXISTING TAX RATES
12 SUFFICIENT TO FUND THE ESTIMATED COSTS OF STATE REGULATION OF
13 MARIJUANA;

14 (B) ANY REGULATIONS ADOPTED BY THE DEPARTMENT, ANY
15 ORDINANCES OR REGULATIONS ADOPTED BY ANY LOCALITY, AND ANY
16 LICENSES ISSUED IN ACCORDANCE WITH THE PROVISIONS OF THIS
17 SUBSECTION (5) PRIOR TO THE EFFECTIVE DATE OF THIS PARAGRAPH (k)
18 SHALL BE EFFECTIVE AND ENFORCEABLE ONLY UPON THE ELECTORS
19 APPROVING AT A STATEWIDE ELECTION ONE OR MORE NEW TAXES OR
20 INCREASES IN EXISTING TAX RATES SUFFICIENT TO FUND THE ESTIMATED
21 COSTS OF STATE REGULATION OF MARIJUANA; AND

22 (C) UNLESS ELECTORS APPROVE THE TAXES SET FORTH IN
23 PARAGRAPHS (d.1) AND (d.2) OF THIS SUBSECTION (5) AT THE STATEWIDE
24 ELECTION HELD ON NOVEMBER 5, 2013, ANY DATE SPECIFIED IN THIS
25 SUBSECTION (5) SHALL MEAN THAT DATE OF THE CALENDAR YEAR
26 IMMEDIATELY SUBSEQUENT TO THE STATEWIDE ELECTION AT WHICH THE
27 ELECTORS APPROVE ONE OR MORE NEW TAXES OR INCREASES IN EXISTING
28 TAX RATES SUFFICIENT TO FUND THE ESTIMATED COSTS OF STATE
29 REGULATION.

30 (II) THIS PARAGRAPH (k) SHALL TAKE EFFECT NOVEMBER 5,
31 2013."

32 Page 8, strike lines 7 through 14 and substitute the following:

33 "(2) Shall the implementation of subsection (5) of section 16 of
34 article XVIII of the Colorado constitution relating to the regulation of

1 marijuana be conditional upon voter approval of the imposition of one or
2 more state taxes or increases in state tax rates that will provide sufficient
3 revenues to annually fund the estimated costs of state regulation of
4 marijuana if a majority of the electors voting on the question fail to
5 approve the imposition of a state excise tax and a state sales tax on retail
6 marijuana at the November 2013 election?"".

7 Page 2, strike lines 107 through 110 and substitute the following:

8 "HELD IN NOVEMBER OF 2013, MAKING THE IMPLEMENTATION OF
9 REGULATED MARIJUANA CONDITIONAL UPON VOTER APPROVAL OF THE
10 IMPOSITION".

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